

FISCAL NOTE

SB 1130 - HB 1760

March 16, 2001

SUMMARY OF BILL: Requires a law enforcement officer who has probable cause to believe that the driver of a motor vehicle involved in an accident resulting in the injury or death of another has committed DUI, vehicular assault, vehicular homicide, or aggravated vehicular homicide to conduct a blood/alcohol content test whether or not the driver consents to such test. Specifies that the results of such test are admissible in evidence in any court or hearing related to the accident or offense.

ESTIMATED FISCAL IMPACT:

Increase State Expenditures - \$138,900 / Incarceration*

Increase Local Govt. Revenues - Not Significant

Increase Local Govt. Expenditures - Not Significant

Estimate assumes:

- 15 additional convictions for vehicular assault, a Class D felony, based on a 25% increase in convictions.
- the impact on local governments depends upon the number of persons convicted of DUI as a result of these provisions and the resulting increased cost to local governments to confine such persons versus the increased revenues to local governments from fines levied and collected under the provisions of this bill. These increases are estimated to be not significant.
- most individuals involved in accidents resulting in death are currently compelled to take a BAC test which would be admissible into evidence in accordance with T.C.A. 55-10-406.

**Section 9-4-210, TCA, requires that: For any law enacted after July 1, 1986, which results in a net increase in periods of imprisonment in state facilities, there shall be appropriated from recurring revenues the estimated operating cost of such law. The amount appropriated for operating cost, in current dollars, shall be based upon the highest cost of the next 10 years, beginning with the year the additional sentence to be served impacts the correctional facilities population.*

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James A. Davenport, Executive Director

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